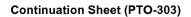
Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/549,698	SAKAI ET AL.	
Examiner	Art Unit	
KEATH T. CHEN	1792	

		INEXTITIONEN	1702	
The MAILING DAT	E of this communication appe	ears on the cover sheet with the	correspondence address	
THE REPLY FILED 05 October	· 2009 FAILS TO PLACE THIS /	APPLICATION IN CONDITION FO	R ALLOWANCE.	
application, applicant mus application in condition fo	st timely file one of the following r allowance; (2) a Notice of Appe	replies: (1) an amendment, affidav	Appeal. To avoid abandonment of this it, or other evidence, which places the with 37 CFR 41.31; or (3) a Request within one of the following time	è
	oiresmonths from the mailing			
no event, however, will t	he statutory period for reply expire la	ater than SIX MONTHS from the mailir	in the final rejection, whichever is later. In ng date of the final rejection. E FIRST REPLY WAS FILED WITHIN TWO	
	L REJECTION. See MPEP 706.07(_
have been filed is the date for purpunder 37 CFR 1.17(a) is calculated set forth in (b) above, if checked. A	oses of determining the period of exfrom: (1) the expiration date of the s	tension and the corresponding amount shortened statutory period for reply orig than three months after the mailing da	136(a) and the appropriate extension fee of the fee. The appropriate extension fee pinally set in the final Office action; or (2) as the of the final rejection, even if timely filed,	S
	filed on . A brief in comp	oliance with 37 CFR 41.37 must be	filed within two months of the date of	
filing the Notice of Appeal	(37 CFR 41.37(a)), or any exter		avoid dismissal of the appeal. Since	
3. X The proposed amendme	nt(s) filed after a final rejection,	but prior to the date of filing a brief	, will <u>not</u> be entered because	
		nsideration and/or search (see NO		
· · · · · · · · · · · · · · · · · · ·	e of new matter (see NOTE belo	•		
(c) ☑ They are not deeme appeal; and/or	ed to place the application in bet	ter form for appeal by materially re	ducing or simplifying the issues for	
	onal claims without canceling a dee 37 CFR 1.116 and 41.33(a)).	corresponding number of finally rej	ected claims.	
;	, , , ,	21. See attached Notice of Non-Co	ompliant Amendment (PTOL-324).	
	ercome the following rejection(s)		,	
			timely filed amendment canceling the	
 For purposes of appeal, t how the new or amended The status of the claim(s) 	claims would be rejected is prov		ill be entered and an explanation of	
Claim(s) allowed: Claim(s) objected to:	_			
Claim(s) rejected: <u>1-12</u> .	_ '			
Claim(s) withdrawn from o				
<u>AFFIDAVIT OR OTHER EVIDE</u>				
	o provide a showing of good and	it before or on the date of filing a N d sufficient reasons why the affidav	otice of Appeal will <u>not</u> be entered /it or other evidence is necessary and	
entered because the affid	avit or other evidence failed to o	a Notice of Appeal, but prior to the overcome <u>all</u> rejections under appe y and was not earlier presented. S	al and/or appellant fails to provide a	
10. ☐ The affidavit or other evi REQUEST FOR RECONSIDER	·	n of the status of the claims after e	entry is below or attached.	
		t does NOT place the application i	n condition for allowance because:	
12. Note the attached Inform 13. Other:	nation <i>Disclosure Statement</i> (s).	(PTO/SB/08) Paper No(s)		
		/KEATH T CHEN/ Examiner, Art Unit 1792	2	



Application No.